

ABSTRACT: RFB 6700	OPENING DATE: December 17, 2014
SOLICITATION NO: 6700	SUPPLIES OR SERVICES: ASPHALT

OFFEROR / BIDDER	
Aggregate Products, Inc.	\$ 6,206,700 -
Escondido Asphalt	6,371,350 -
California Comm. Asphalt, Inc.	6,067,950 -

BIDS TO DEPARTMENT:
DATE: _____

DISTRIBUTION:
 FRONT DESK
 PCO/PS

DATE: 12/17/14

BID CLERK: *[Signature]*
 BID OFFICER: *[Signature]*

Received _____

This abstract ONLY indicates the APPARENT low bidder. Conditions that may displace an apparent low bidder include, but are not limited to: math errors, conditioning of bid, mistake in bid, failing pre-award Survey, and the bid being non responsive.

Bids
Received



AGGREGATE PRODUCTS INC.

9500 Beverly Road
Pico Rivera CA 90660-2135

DEPT. OF PURCHASING & CONTRACTING
COUNTY OF SAN DIEGO
5560 OVERLAND AVE., SUITE 270
SAN DIEGO, CA 92123

BID ENCLOSED:

RFB 6700

BID DATE: 12/17/14 @ 11:00 AM

RT 417
ST 25
4 10:30
A 4049
12.16



Extremely Urgent

FedEx Ship Manager - Print Your Label(s)

Page 1 of 1

From: (323) 558-8000
John Velez
Aggregate Products Inc.
9500 Beverly Road
Pico Rivera, CA 90680

Origin ID: JDYA



Ship Date: 15DEC14
ActWgt: 1.0 LB
CAD: 102954282/NET3550

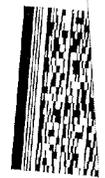
Delivery Address Bar Code



SHIP TO: (358) 505-6367
Dept. of Purchasing & Contracting
County of San Diego, RFB No. 6700
5560 Overland Ave., Suite 270
SAN DIEGO, CA 92123

BILL SENDER

Ref #
Invoice #
PO #
Dept #
Bid Enclosed: RFB 6700



#1 19

SAN DIEGO PURCH 14 DEC 16 09:53

TUE - 16 DEC 10:30A
PRIORITY OVERNIGHT

A

92123
CA-US
SAN



Insert shipping document here.

**REQUEST FOR BID (RFB 6700)
DEPARTMENT OF PUBLIC WORKS, ROADS DIVISION
HAS A REQUIREMENT FOR AS NEEDED ASPHALT
SECTION A – P&C 600 FORM**

COUNTY OF SAN DIEGO
SECTION A-P&C 600 FORM

ISSUED: NOVEMBER 19, 2014

This is not an order

MAIL OR DELIVER TO:
DEPARTMENT OF PURCHASING & CONTRACTING
COUNTY OF SAN DIEGO, RFB No. 6700
5560 OVERLAND AVE., SUITE 270
SAN DIEGO, CA 92123

FOR INFORMATION PLEASE CONTACT:
MAUREEN SCHLENTZ
MAUREEN.SCHLENTZ@SDCOUNTY.CA.GOV

Bid OPENING DATE: DECEMBER 17, 2014

AWARD WILL BE MADE TO THE LOWEST RESPONSIVE,
RESPONSIBLE BIDDER BASED ON:

- ALL OR NONE
 EACH LOT
 TOTAL PRICE

BIDS MUST BE RECEIVED AT THE ABOVE
ADDRESS PRIOR TO 11:00 A.M.
ON DATE OF BID OPENING.

UNSPSC Commodity Code: 301216.0100

PLEASE STATE YOUR LOWEST PRICE
F.O.B. DESTINATION AND BRAND NAME
OR TRADE NAME IF APPLICABLE.
(Please use typewriter or black ink)
YOUR ENVELOPE MUST INCLUDE RFB NO. 6700

DESCRIPTION

THE COUNTY OF SAN DIEGO (COUNTY), DEPARTMENT OF PUBLIC WORKS - ROAD DIVISION HAS A REQUIREMENT FOR ASPHALT ON AN AS NEEDED BASIS IN ACCORDANCE WITH THE TERMS & CONDITIONS REFLECTED HEREIN.

INITIAL TERM PERIOD: DATE OF AWARD THRU DECEMBER 31, 2015
FIRST OPTION PERIOD: JANUARY 1, 2016 THRU DECEMBER 31, 2016
SECOND OPTION PERIOD: JANUARY 1, 2017 THRU DECEMBER 31, 2017

PRICING SUBMITTED IS TO REMAIN FIRM FIXED FOR THE TERM PERIODS IDENTIFIED ABOVE. AWARD WILL BE MADE TO LOWEST RESPONSIVE, RESPONSIBLE BIDDER. BIDDERS ARE REQUIRED TO SUBMIT PRICING ON ALL ITEMS IN ORDER TO BE CONSIDERED RESPONSIVE. BIDDERS SUBMITTING MORE THAN ONE (1) UNIT PRICE OR RANGE OF UNIT PRICES PER ITEM WILL BE CONSIDERED NON-RESPONSIVE.

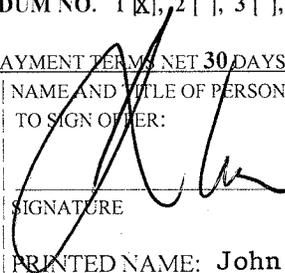
THE COUNTY RESERVES THE RIGHT TO AWARD TO A PRIMARY AND SECONDARY SUPPLIER FOR EACH TYPE OF ASPHALT.

BIDDER ACKNOWLEDGES ADDENDUM NO. 1 , 2 , 3 , 4 , 5

SUBJECT TO ACCEPTANCE WITHIN 90 DAYS

PAYMENT TERMS NET 30 DAYS OR % DAY

NAME AND ADDRESS OF BIDDER
Aggregate Products Inc.
STREET, CITY, STATE, ZIP
9500 Beverly Road
Pico Rivera, CA 90660
TELEPHONE: NUMBER (760) 395-5000
FAX TELEPHONE: (760) 395-5001
E-MAIL: **vickielarsonapi@earthlink.net**

NAME AND TITLE OF PERSON AUTHORIZED
TO SIGN OFFER:

SIGNATURE
OFFEROR DATE: **12/13/14**
PRINTED NAME: **John Corcoran, President**

NOTIFICATION OF AWARD
ACCEPTANCE AS TO ITEM(S) NUMBERED:

(THIS SECTION FOR COUNTY USE ONLY)
COUNTY OF SAN DIEGO
By: _____ DATE: _____
JOHN M. PELLEGRINO, DIRECTOR
DEPT OF PURCHASING & CONTRACTING

TOTAL AMOUNT

AWARD No.

NAME AND TITLE OF CONTRACTING OFFICER

SUBMIT THIS COMPLETED FORM AS PAGE 1 OF THE BID

County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. BUSINESS TYPE

For-profit Non-profit Government
Attach proof of status for Non-profit.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

- 3.1.** Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? Yes No
- 3.2.** Are you a local business with a physical address within the County of San Diego? Yes No
- 3.3.** Are you certified by the State of California as a:
 Disabled Veteran Business Enterprise (DVBE)
Certification #: _____
 Small Business Enterprise (SBE)
Certification #: _____
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>.
- 3.4.** Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): _____ %

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1.** Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2.** Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

- 4.3** Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4** Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5** Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6** Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7** Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

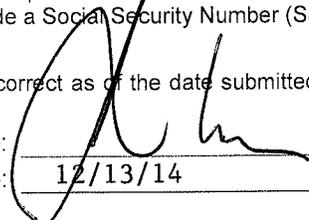
- 6.1.** The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
- 6.2.** Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
- 6.3.** No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

- 7.** The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: John Corcoran
Title: President
Company/Organization: Aggregate Products Inc.

Signature: 
Date: 12/13/14

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

REQUEST FOR BID (RFB 6700)
DEPARTMENT OF PUBLIC WORKS, ROADS DIVISION
HAS A REQUIREMENT FOR AS NEEDED ASPHALT
SECTION A – PRICING SCHEDULE

SEE PRICING SCHEDULE ATTACHED IN AN EXCEL FORMAT
SUBMIT YOUR PRICING SCHEDULE WITH YOUR BID DOCUMENTS

BIDDERS INSTRUCTIONS

SAVE THE PRICING SCHEDULE ON YOUR DESKTOP THEN TYPE YOUR PRICE DIRECTLY IN THE UNIT PRICE BOXES. THE WORKSHEETS HAVE BUILT-IN FORMULAS THAT WILL CALCULATE THE EXTENDED AND TOTAL PRICES FOR EACH LINE ITEM AND EACH TERM PERIOD.
THE TOTAL OF ALL ITEMS AND ALL TERM PERIODS IS THE BASIS FOR AWARD.

DEPARTMENT OF PUBLIC WORKS - ROADS DIVISION
AS NEED ASPHALT
PRICING SCHEDULE
RFB 6700

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITIES	UNIT OF MEASURE	BASE PERIOD FROM DATE OF AWARD TO DECEMBER 31, 2015		FIRST OPTION PERIOD: JANUARY 1, 2016 TO DECEMBER 31, 2016		SECOND OPTION PERIOD: JANUARY 1, 2017 TO DECEMBER 31, 2017		TOTAL PRICE
				UNIT PRICE	EXTENDED PRICE	UNIT PRICE	EXTENDED PRICE	UNIT PRICE	EXTENDED PRICE	
1	ASPHALT, 3/8" TOPPING (3/8" HOT)	7,000	TONS	\$68.00	\$476,000.00	\$69.00	\$483,000.00	\$70.00	\$490,000.00	\$1,449,000.00
2	ASPHALT, 1/2" BASE (HOT)	6,000	TONS	\$68.00	\$408,000.00	\$69.00	\$414,000.00	\$70.00	\$420,000.00	\$1,242,000.00
3	ASPHALT, SHEET MIX	2,000	TONS	\$72.00	\$144,000.00	\$73.00	\$146,000.00	\$74.00	\$148,000.00	\$438,000.00
4	ASPHALT, BERM MIX	1,000	TONS	\$72.00	\$72,000.00	\$73.00	\$73,000.00	\$74.00	\$74,000.00	\$219,000.00
5	ASPHALT, SCHOOL MIX - 3/8" FINE	1,800	TONS	\$72.00	\$129,600.00	\$73.00	\$131,400.00	\$74.00	\$133,200.00	\$394,200.00
6	ASPHALT, 3/4" HOT AC	4,500	TONS	\$68.00	\$306,000.00	\$69.00	\$310,500.00	\$70.00	\$315,000.00	\$931,500.00
7	ASPHALT, SC 800, COLD MIX	7,000	TONS	\$72.00	\$504,000.00	\$73.00	\$511,000.00	\$74.00	\$518,000.00	\$1,533,000.00
		Annual Totals			\$2,039,600.00		\$2,068,900.00		\$2,098,200.00	
								BASIS OF AWARD		\$6,206,700.00

COMPANY: Aggregate Products Inc

CONTACT NAME: Vickie Larson

PHONE NUMBER: 760-395-5000

EMAIL ADDRESS: vickielarsonapi@earthlink.net

Request for Taxpayer Identification Number and Certification

Give form to the
requester. Do not
send to the IRS.

Print or type See Specific Instructions on page 2.	Name (as shown on your income tax return) Aggregate Products Inc.	
	Business name, if different from above	
	Check appropriate box: <input type="checkbox"/> Individual/Sole proprietor <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Limited liability company. Enter the tax classification (D=disregarded entity, C=corporation, P=partnership) ▶ <input type="checkbox"/> Exempt payee <input type="checkbox"/> Other (see instructions) ▶	
	Address (number, street, and apt. or suite no.) 9500 Beverly Road	Requester's name and address (optional) County of San Diego
	City, state, and ZIP code Pico Rivera, CA 90660	List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Social security number
or
Employer identification number
33 : 0609147

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. See the instructions on page 4.

Sign Here	Signature of U.S. person ▶	Date ▶ 12/10/14
------------------	----------------------------	------------------------

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

Definition of a U.S. person. For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity,

REQUEST FOR QUOTE (RFB) 6700
DEPARTMENT OF PUBLIC WORKS, ROADS DIVISION
SECTION A – INDEMNIFICATION AGREEMENT

THE FOLLOWING INDEMNIFICATION AGREEMENT IS TO BE COMPLETED, SIGNED AND RETURNED WITH THE OFFER.

This indemnification agreement ("Agreement") is made and entered into by and between the County of San Diego ("County") and * ("Offeror") with reference to the following facts:

*** Aggregate Products Inc.**

WHEREAS the County may receive a request for disclosure of Offeror's submission under the California Public Records Act, Government Code Section 6250, et seq.; and

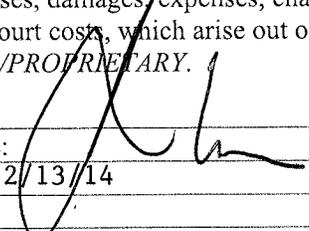
WHEREAS, Offeror has included in its submission an exhibit entitled "*EXHIBIT – CONFIDENTIAL/PROPRIETARY*" containing records that Offeror has determined to constitute trade secrets or other proprietary information exempt from disclosure under the California Public Records Act; and

WHEREAS the County requires defense and indemnity from Offeror for the County's ongoing non-disclosure of Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY*;

NOW, THEREFORE, for good and valuable consideration and the mutual promises contained herein, the parties agree to the following:

1. The above recitals are incorporated herein by this reference.
2. Except as otherwise provided herein, the County will not release Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY* based on Offeror's representation that the records contained therein are proprietary and exempt from disclosure under the California Public Records Act and/or are trade secrets as that term is defined in Government Code Section 6250, et seq.. Notwithstanding the foregoing, however, the County may release Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY* in the event of any of the following:
 - a. Offeror fails to comply with the terms and conditions of this Agreement; or
 - b. Offeror provides the County with written notice that some or all of the records may be released; or
 - c. A court of competent jurisdiction orders the County to release the records and the County has exhausted or waived its appeal rights.
3. To the fullest extent allowed by law, the County shall not be liable for, and Offeror shall defend and indemnify County and its Board of Supervisors, officers, directors, employees and agents of County (collectively "County Parties"), against any and all claims, demands, liability, judgments, awards, fines, mechanics' liens or other liens, labor disputes, losses, damages, expenses, charges or costs of any kind or character, including attorneys' fees (whether incurred by County attorneys or attorneys employed by County) and court costs (hereinafter collectively referred to as "Claims"), related to Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY*.
4. Offeror waives any and all claims in law or equity and hereby releases the County Parties from any and all claims, deductibles, self-insured retentions, demands, liability, judgments, awards, fines, mechanics' liens or other liens, labor disputes, losses, damages/expenses, charges or costs of any kind or character, including attorneys' fees and court costs, which arise out of or are in any way connected to Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY*.

OFFEROR

Name: John Corcoran	Signature: 
Title: President	Date: 12/13/14
Company/Organization: Aggregate Products Inc.	

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS



John M. Pellegrino
Director

County of San Diego
Department of Purchasing and Contracting
5560 Overland Avenue, Suite 270, San Diego, California 92123-1204

TELEPHONE (858) 505-6367
FAX (858) 715-6452

December 4, 2014

ADDENDUM No. 1

Asphalt - (RFB 6700)

Addendum No.1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

QUESTIONS AND ANSWERS:

Q: Cover letter Section A specifies documents to be submitted with the bid, Section B, page 1 of 4, includes an additional document-a subcontractor form, which Section prevails A or B?

A: *Section A prevails. A subcontractors form is not required for this bid.*

Q: Section C 35-Invoices- refers to "all deliveries...delivered tickets" while at Section C -5 Pick Up Times makes reference to DWP picking up material. Are the unit prices to include the cost of delivery to a designated location or FOB the asphalt hot plant?

A: *No deliveries are to be made. DPW will pick up the material.*

Q: "Forms to be Completed" are these forms to be submitted with the bid?

A: *Yes, please submit the forms with your bid.*

ADD:

1. Indemnification Agreement (See attachment). Submit with the bid.

If you have any questions, please contact Maureen Schlentz at (858) 505-6446, or by email at maureen.schlentz@sdcounty.ca.gov.

Next

Bid

Escunido Asphalt

RFB 6700

RR

#2

SD CNTY PURCH *14 DEC 17 AM 09:21

5560 Overland Ave., Ste 270
San Diego, 92123

REQUEST FOR BID (RFB 6700)
DEPARTMENT OF PUBLIC WORKS, ROADS DIVISION
HAS A REQUIREMENT FOR AS NEEDED ASPHALT
SECTION A – P&C 600 FORM

COUNTY OF SAN DIEGO
 SECTION A-P&C 600 FORM

ISSUED: NOVEMBER 19, 2014

This is not an order

MAIL OR DELIVER TO:
 DEPARTMENT OF PURCHASING & CONTRACTING
 COUNTY OF SAN DIEGO, RFB No. 6700
 5560 OVERLAND AVE., SUITE 270
 SAN DIEGO, CA 92123

FOR INFORMATION PLEASE CONTACT:
MAUREEN SCHLENTZ
 MAUREEN.SCHLENTZ@SDCOUNTY.CA.GOV

BID OPENING DATE: DECEMBER 17, 2014

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BIDDER ACKNOWLEDGES ADDENDUM NO. 1 [], 2 [], 3 [], 4 [], 5 []

SUBJECT TO ACCEPTANCE WITHIN 90 DAYS NAME AND ADDRESS OF BIDDER Escondido Asphalt STREET, CITY, STATE, ZIP 500 N. TULIP ST. ESCONDIDO, CA 92025 TELEPHONE: NUMBER (760) 432.0657 FAX TELEPHONE: (760) 432.0918 E-MAIL: MattPound@escondidomaterials.com	PAYMENT TERMS NET 30 DAYS OR % DAY NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER:  SIGNATURE OFFEROR DATE: 12/16/14 PRINTED NAME: Matt Pound
--	---

NOTIFICATION OF AWARD ACCEPTANCE AS TO ITEM(S) NUMBERED:	(THIS SECTION FOR COUNTY USE ONLY) COUNTY OF SAN DIEGO BY: _____ DATE: _____ JOHN M. PELLEGRINO, DIRECTOR DEPT OF PURCHASING & CONTRACTING
---	--

TOTAL AMOUNT	AWARD NO.	NAME AND TITLE OF CONTRACTING OFFICER
--------------	-----------	---------------------------------------

SUBMIT THIS COMPLETED FORM AS PAGE 1 OF THE BID

County of San Diego
Department of Purchasing and Contracting
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Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

- 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? Yes No
- 3.2. Are you a local business with a physical address within the County of San Diego? Yes No
- 3.3. Are you certified by the State of California as a:
 Disabled Veteran Business Enterprise (DVBE)
Certification #: _____
 Small Business Enterprise (SBE)
Certification #: _____

See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.

<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>.

- 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
- 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
- 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Matt Pound
Title: General Manager
Company/Organization: Escondido Asphalt

Signature: _____
Date: 12/16/14

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Request for Taxpayer Identification Number and Certification

**Give form to the
 requester. Do not
 send to the IRS.**

Print or type See Specific Instructions on page 2.	Name (as shown on your income tax return) GEORGE W. WEIR ASPHALT CONSTRUCTION, INC.	
	Business name, if different from above DBA ESCONDIDO ASPHALT	
	Check appropriate box: <input type="checkbox"/> Individual/Sole proprietor <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Limited liability company. Enter the tax classification (D=disregarded entity, C=corporation, P=partnership) ▶ <input type="checkbox"/> Exempt payee <input type="checkbox"/> Other (see instructions) ▶	
	Address (number, street, and apt. or suite no.) 500 N. TULIP ST.	Requester's name and address (optional)
	City, state, and ZIP code ESCONDIDO, CA 92025-2533	
List account number(s) here (optional)		

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Social security number
or
Employer identification number
33 0054533

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. citizen or other U.S. person (defined below).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. See the instructions on page 4.

Sign Here	Signature of U.S. person ▶	Date ▶ 12/16/14
------------------	----------------------------	------------------------

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

Definition of a U.S. person. For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity,

YEAR

20 15**Withholding Exemption Certificate**

CALIFORNIA FORM

590

(This form can only be used to certify exemption from nonresident withholding under California R&TC Section 18662. This form cannot be used for exemption from wage withholding.)

File this form with your withholding agent.
(Please type or print)

Withholding agent's name

County of San Diego

Vendor/Payee's name

ESCONDIDO ASPHALT

Vendor/Payee's Social security number
 SOS no. California corp. no. FEIN

33-0054533

Note:
Failure to furnish your
identification number will
make this certificate void.

Vendor/Payee's address (number and street)

500 N. TULIP ST.

APT no.

Private Mailbox no.

Vendor/Payee's daytime telephone no.

(760) 432.0657

City

ESCONDIDO

State

CA

ZIP Code

92025-2533

I certify that for the reasons checked below, the entity or individual named on this form is exempt from the California income tax withholding requirement on payment(s) made to the entity or individual. Read the following carefully and check the box that applies to the vendor/payee:

 Individuals — Certification of Residency:

I am a resident of California and I reside at the address shown above. If I become a nonresident at any time, I will promptly inform the withholding agent. See instructions for Form 590, General Information D, for the definition of a resident.

 Corporations:

The above-named corporation has a permanent place of business in California at the address shown above or is qualified through the California Secretary of State to do business in California. The corporation will withhold on payments of California source income to nonresidents when required. If this corporation ceases to have a permanent place of business in California or ceases to be qualified to do business in California, I will promptly inform the withholding agent. See instructions for Form 590, General Information E, for the definition of permanent place of business.

 Partnerships:

The above-named partnership has a permanent place of business in California at the address shown above or is registered with the California Secretary of State, and is subject to the laws of California. The partnership will file a California tax return and will withhold on foreign and domestic nonresident partners when required. If the partnership ceases to do any of the above, I will promptly inform the withholding agent. **Note:** For withholding purposes, a Limited Liability Partnership is treated like any other partnership.

 Limited Liability Companies (LLC):

The above-named LLC has a permanent place of business in California at the address shown above or is registered with the California Secretary of State, and is subject to the laws of California. The LLC will file a California tax return and will withhold on foreign and domestic nonresident members when required. If the LLC ceases to do any of the above, I will promptly inform the withholding agent.

 Tax-Exempt Entities:

The above-named entity is exempt from tax under California or federal law. The tax-exempt entity will withhold on payments of California source income to nonresidents when required. If this entity ceases to be exempt from tax, I will promptly inform the withholding agent.

 Insurance Companies, IRAs, or Qualified Pension/Profit Sharing Plans:

The above-named entity is an insurance company, IRA, or a federally qualified pension or profit-sharing plan.

 California Irrevocable Trusts:

At least one trustee of the above-named irrevocable trust is a California resident. The trust will file a California fiduciary tax return and will withhold on foreign and domestic nonresident beneficiaries when required. If the trustee becomes a nonresident at any time, I will promptly inform the withholding agent.

 Estates — Certification of Residency of Deceased Person:

I am the executor of the above-named person's estate. The decedent was a California resident at the time of death. The estate will file a California fiduciary tax return and will withhold on foreign and domestic nonresident beneficiaries when required.

CERTIFICATE: Please complete and sign below.

Under penalties of perjury, I hereby certify that the information provided herein is, to the best of my knowledge, true and correct. If conditions change, I will promptly inform the withholding agent.

Vendor/Payee's name and title (type or print) MATT POUND, GENERAL MANAGERVendor/Payee's signature ▶ Date 12/16/14

Next

Bid

CALIFORNIA COMM- ASPHALT, LLC
13025 DANIELSON ST. #260
POWAY, CA. 92064

BID #6700

COUNTY PURCHASING & CONTRACTING DEPT
5560 OVERLAND AVE. STE 270
SAN DIEGO, CA. 92123

PK

#3

6401M11 DEC 17 AM 10:49
COUNTY PURCH #14 DEC 17 AM 10:49

**REQUEST FOR BID (RFB 6700)
DEPARTMENT OF PUBLIC WORKS, ROADS DIVISION
HAS A REQUIREMENT FOR AS NEEDED ASPHALT
SECTION A – P&C 600 FORM**

COUNTY OF SAN DIEGO
SECTION A-P&C 600 FORM

ISSUED: NOVEMBER 19, 2014

This is not an order

MAIL OR DELIVER TO:
DEPARTMENT OF PURCHASING & CONTRACTING
COUNTY OF SAN DIEGO, RFB No. 6700
5560 OVERLAND AVE., SUITE 270
SAN DIEGO, CA 92123

FOR INFORMATION PLEASE CONTACT:
MAUREEN SCHLENTZ
MAUREEN.SCHLENTZ@SDCOUNTY.CA.GOV

Bid OPENING DATE: DECEMBER 17, 2014

AWARD WILL BE MADE TO THE LOWEST RESPONSIVE,
RESPONSIBLE BIDDER BASED ON:

- ALL OR NONE
 EACH LOT
 TOTAL PRICE

BIDS MUST BE RECEIVED AT THE ABOVE
ADDRESS PRIOR TO 11:00 A.M.
ON DATE OF BID OPENING.

UNSPSC Commodity Code: 301216.0100

PLEASE STATE YOUR LOWEST PRICE
F.O.B. DESTINATION AND BRAND NAME
OR TRADE NAME IF APPLICABLE.
(Please use typewriter or black ink)
YOUR ENVELOPE MUST INCLUDE RFB NO. 6700

DESCRIPTION

THE COUNTY OF SAN DIEGO (COUNTY), DEPARTMENT OF PUBLIC WORKS - ROAD DIVISION HAS A REQUIREMENT FOR ASPHALT ON AN AS NEEDED BASIS IN ACCORDANCE WITH THE TERMS & CONDITIONS REFLECTED HEREIN.

INITIAL TERM PERIOD: DATE OF AWARD THRU DECEMBER 31, 2015
FIRST OPTION PERIOD: JANUARY 1, 2016 THRU DECEMBER 31, 2016
SECOND OPTION PERIOD: JANUARY 1, 2017 THRU DECEMBER 31, 2017

PRICING SUBMITTED IS TO REMAIN FIRM FIXED FOR THE TERM PERIODS IDENTIFIED ABOVE. AWARD WILL BE MADE TO LOWEST RESPONSIVE, RESPONSIBLE BIDDER. BIDDERS ARE REQUIRED TO SUBMIT PRICING ON ALL ITEMS IN ORDER TO BE CONSIDERED RESPONSIVE. BIDDERS SUBMITTING MORE THAN ONE (1) UNIT PRICE OR RANGE OF UNIT PRICES PER ITEM WILL BE CONSIDERED NON-RESPONSIVE.

THE COUNTY RESERVES THE RIGHT TO AWARD TO A PRIMARY AND SECONDARY SUPPLIER FOR EACH TYPE OF ASPHALT.

BIDDER ACKNOWLEDGES ADDENDUM NO. 1 2 3 4 5

SUBJECT TO ACCEPTANCE WITHIN 90 DAYS

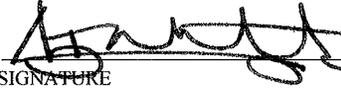
PAYMENT TERMS NET 30 DAYS OR % DAY

NAME AND ADDRESS OF BIDDER

NAME AND TITLE OF PERSON AUTHORIZED

California Commercial Asphalt LLC
STREET, CITY, STATE, ZIP
PO Box 1840, Poway, CA. 92024

TO SIGN OFFER:

 12/16/14
SIGNATURE OFFEROR DATE

TELEPHONE: NUMBER (858) 513-0611 x27

FAX TELEPHONE: (858) 513-0618

E-MAIL: Chriss@ccallc.com

PRINTED NAME: Chris Sparks
Sales Manager.

NOTIFICATION OF AWARD

(THIS SECTION FOR COUNTY USE ONLY)

ACCEPTANCE AS TO ITEM(S) NUMBERED:

COUNTY OF SAN DIEGO

BY: _____ DATE: _____

JOHN M. PELLEGRINO, DIRECTOR

DEPT OF PURCHASING & CONTRACTING

TOTAL AMOUNT

AWARD NO.

NAME AND TITLE OF CONTRACTING OFFICER

SUBMIT THIS COMPLETED FORM AS PAGE 1 OF THE BID

County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. BUSINESS TYPE

For-profit Non-profit Government
Attach proof of status for Non-profit.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

- 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? Yes No
- 3.2. Are you a local business with a physical address within the County of San Diego? Yes No
- 3.3. Are you certified by the State of California as a:
 Disabled Veteran Business Enterprise (DVBE)
Certification #: _____
 Small Business Enterprise (SBE)
Certification #: _____
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>.
- 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
- 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
- 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Chris Sparks Signature: [Signature]
Title: Sales Manager Date: 12/16/14
Company/Organization: California Commercial Asphalt, LLC

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DEPARTMENT OF PUBLIC WORKS - ROADS DIVISION
AS NEED ASPHALT
PRICING SCHEDULE
RFB 6700

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITIES	UNIT OF MEASURE	BASE PERIOD FROM DATE OF AWARD TO DECEMBER 31, 2015		FIRST OPTION PERIOD: JANUARY 1, 2016 TO DECEMBER 31, 2016		SECOND OPTION PERIOD: JANUARY 1, 2017 TO DECEMBER 31, 2017		TOTAL PRICE
				UNIT PRICE	EXTENDED PRICE	UNIT PRICE	EXTENDED PRICE	UNIT PRICE	EXTENDED PRICE	
1	ASPHALT, 3/8" TOPPING (3/8" HOT)	7,000	TONS	\$68.00	\$476,000.00	\$69.50	\$486,500.00	\$71.00	\$497,000.00	\$1,459,500.00
2	ASPHALT, 1/2" BASE (HOT)	6,000	TONS	\$58.00	\$348,000.00	\$59.50	\$357,000.00	\$61.00	\$366,000.00	\$1,071,000.00
3	ASPHALT, SHEET MIX	2,000	TONS	\$79.00	\$158,000.00	\$80.50	\$161,000.00	\$82.00	\$164,000.00	\$483,000.00
4	ASPHALT, BERM MIX	1,000	TONS	\$68.00	\$68,000.00	\$69.50	\$69,500.00	\$71.00	\$71,000.00	\$208,500.00
5	ASPHALT, SCHOOL MIX - 3/8" FINE	1,800	TONS	\$74.00	\$133,200.00	\$75.50	\$135,900.00	\$77.00	\$138,600.00	\$407,700.00
6	ASPHALT, 3/4" HOT AC	4,500	TONS	\$57.00	\$256,500.00	\$58.50	\$263,250.00	\$60.00	\$270,000.00	\$789,750.00
7	ASPHALT, SC 800, COLD MIX	7,000	TONS	\$77.00	\$539,000.00	\$78.50	\$549,500.00	\$80.00	\$560,000.00	\$1,648,500.00
		Annual Totals			\$1,978,700.00		\$2,022,650.00		\$2,066,600.00	
								BASIS OF AWARD		\$6,067,950.00

COMPANY: California Commercial Asphalt, LLC.

CONTACT NAME: Chris Sparks

PHONE NUMBER: 858-513-0611 x 127

EMAIL ADDRESS: Chriss@ccallc.com

REQUEST FOR QUOTE (RFB) 6700
DEPARTMENT OF PUBLIC WORKS, ROADS DIVISION
SECTION A – INDEMNIFICATION AGREEMENT

THE FOLLOWING INDEMNIFICATION AGREEMENT IS TO BE COMPLETED, SIGNED AND RETURNED WITH THE OFFER.

This indemnification agreement ("Agreement") is made and entered into by and between the County of San Diego ("County") and CCA, LLC ("Offeror") with reference to the following facts:

WHEREAS the County may receive a request for disclosure of Offeror's submission under the California Public Records Act, Government Code Section 6250, et seq.; and

WHEREAS, Offeror has included in its submission an exhibit entitled "*EXHIBIT – CONFIDENTIAL/PROPRIETARY*" containing records that Offeror has determined to constitute trade secrets or other proprietary information exempt from disclosure under the California Public Records Act; and

WHEREAS the County requires defense and indemnity from Offeror for the County's ongoing non-disclosure of Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY*;

NOW, THEREFORE, for good and valuable consideration and the mutual promises contained herein, the parties agree to the following:

1. The above recitals are incorporated herein by this reference.
2. Except as otherwise provided herein, the County will not release Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY* based on Offeror's representation that the records contained therein are proprietary and exempt from disclosure under the California Public Records Act and/or are trade secrets as that term is defined in Government Code Section 6250, et seq.. Notwithstanding the foregoing, however, the County may release Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY* in the event of any of the following:
 - a. Offeror fails to comply with the terms and conditions of this Agreement; or
 - b. Offeror provides the County with written notice that some or all of the records may be released; or
 - c. A court of competent jurisdiction orders the County to release the records and the County has exhausted or waived its appeal rights.
3. To the fullest extent allowed by law, the County shall not be liable for, and Offeror shall defend and indemnify County and its Board of Supervisors, officers, directors, employees and agents of County (collectively "County Parties"), against any and all claims, demands, liability, judgments, awards, fines, mechanics' liens or other liens, labor disputes, losses, damages, expenses, charges or costs of any kind or character, including attorneys' fees (whether incurred by County attorneys or attorneys employed by County) and court costs (hereinafter collectively referred to as "Claims"), related to Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY*.
4. Offeror waives any and all claims in law or equity and hereby releases the County Parties from any and all claims, deductibles, self-insured retentions, demands, liability, judgments, awards, fines, mechanics' liens or other liens, labor disputes, losses, damages, expenses, charges or costs of any kind or character, including attorneys' fees and court costs, which arise out of or are in any way connected to Offeror's *EXHIBIT-CONFIDENTIAL/PROPRIETARY*.

OFFEROR

Name: <u>Chris Sparks</u>	Signature: 
Title: <u>Sales Manager</u>	Date: <u>12/16/14</u>
Company/Organization: <u>California Commercial Asphalt, LLC</u>	

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS